

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
CIVIL CASE NO. 3:09cv309
[Criminal Case No. 3:08cr55]

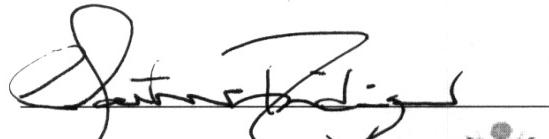
RAFAEL WILFREDO RIVAS,)
)
Petitioner,)
)
vs.) **ORDER**
)
UNITED STATES OF AMERICA,)
)
Respondent.)
)

THIS MATTER is before the Court on the Petitioner's Motion to Withdraw 28 U.S.C. §2255 Motion [Doc. 7].

The Court finds, for the reasons stated in the motion, that it should be granted.

IT IS, THEREFORE, ORDERED that the Petitioner's Motion to Withdraw 28 U.S.C. §2255 Motion [Doc. 7] is hereby **GRANTED** and this action is hereby **DISMISSED**.

Signed: September 1, 2009


Martin Reidinger
United States District Judge
